

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TRUSTEES OF THE BRICKLAYERS)	
AND ALLIED CRAFTSMEN)	
LOCAL 74 FRINGE BENEFIT FUNDS,)	
)	No. 08 C 356
Plaintiffs,)	
)	Judge Castillo
v.)	
)	Magistrate Judge Schenkier
UNITED MASONRY RESTORATION,)	
INC., an Illinois corporation,)	
)	
Defendant.)	

MOTION TO REINSTATE

NOW COMES, the Plaintiffs, by and through their attorneys, Donald D. Schwartz, ARNOLD AND KADJAN, and in support of reinstatement, states as follows:

1. This Complaint was filed January 16, 2008.
2. The Summons and Complaint were served January 31, 2008.
3. This Honorable Court entered an Order dated January 17, 2008 administratively dismissing this matter without prejudice.
4. Defendant has refused to tender records for an audit in accordance with this courts order of dismissal.
5. Per the terms of the dismissal, this court retained jurisdiction to reinstate upon default, and defendants refusal to produce records for the audit
6. Based on defendant's refusal to submit records for the audit, plaintiffs are not able to fully resolve this matter.
7. Plaintiffs seek an order reinstating this case, and an order of default compelling defendant to produce records for the audit.

WHEREFORE, Plaintiffs pray that this Court enter an order reinstating this matter and entering order of default against defendant.

Respectfully submitted,

**TRUSTEES OF BRICKLAYERS AND
ALLIED CRAFTSMEN LOCAL 56
FRINGE BENEFIT FUND**

s/ Donald D. Schwartz
One of their Attorneys

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